

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

SERGIO ARELLANO, JR.,

Defendant.

2:10-CR-557-LDG-RJJ

PRELIMINARY ORDER OF FORFEITURE

This Court finds that on August 25, 2011, defendant SERGIO ARELLANO, JR., pled guilty to Count One of a One-Count Superseding Criminal Information charging him in Count One with Conspiracy to Distribute a Controlled Substance - Cocaine, in violation of Title 21, United States Code, Sections 846, 841(a)(1) and (b)(1)(C). Docket #21, #92, #__.

This Court finds defendant SERGIO ARELLANO, JR., agreed to the forfeiture of the property set forth in Forfeiture Allegations of the Superseding Criminal Information and agreed to in the Plea Memorandum. #21, #92, #__, #__.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has shown the requisite nexus between property set forth in the Forfeiture Allegations of the Superseding Criminal Information and the Plea Memorandum and the offenses to which defendant SERGIO ARELLANO, JR., pled guilty.

1 The following assets are subject to forfeiture pursuant to Title 21, United States Code,
 2 Section 853(a)(1); Title 21, United States Code, Section 853(a)(2); Title 21, United States Code,
 3 Section 881(a)(11) and Title 28, United States Code, Section 2461(c); and Title 18, United States
 4 Code, Section 924(d)(1), (2)(C), and (3)(B) and Title 28, United States Code, Section 2461(c):

- 5 a) One Remington Model 870 Marine Magnum shotgun, serial number AB537083M;
- 6 b) any and all ammunition; and
- 7 c) \$15,780.00 in United States Currency.

8 This Court finds the United States of America is now entitled to, and should, reduce the
 9 aforementioned property to the possession of the United States of America.

10 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the
 11 United States of America should seize the aforementioned property.

12 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of
 13 SERGIO ARELLANO, JR., in the aforementioned property is forfeited and is vested in the United
 14 States of America and shall be safely held by the United States of America until further order of the
 15 Court.

16 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America
 17 shall publish for at least thirty (30) consecutive days on the official internet government forfeiture
 18 website, www.forfeiture.gov, or the *Las Vegas Review Journal/Sun*, a newspaper of general
 19 circulation, notice of this Order, which shall describe the forfeited property, state the time under the
 20 applicable statute when a petition contesting the forfeiture must be filed, and state the name and
 21 contact information for the government attorney to be served with the petition, pursuant to Fed. R.
 22 Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

23 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed
 24 with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas, Nevada 89101.

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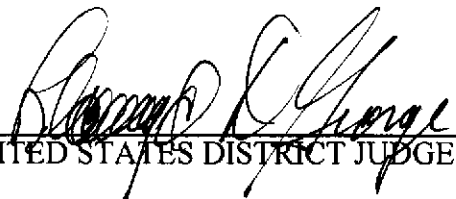
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1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,
2 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the
3 following address at the time of filing:

4 MICHAEL A. HUMPHREYS
Assistant United States Attorney
5 DANIEL D. HOLLINGSWORTH
Assistant United States Attorney
6 Nevada State Bar No. 1925
Lloyd D. George United States Courthouse
7 333 Las Vegas Boulevard South, Suite 5000
Las Vegas, Nevada 89101

8 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein
9 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency
10 following publication of notice of seizure and intent to administratively forfeit the above-described
11 property.

12 DATED this 25 day of Aug, 2011.

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15 UNITED STATES DISTRICT JUDGE
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